

NUTS

26708. Shelled almonds. (F.D.C. No. 44371. S. Nos. 96-768 P, 96-777 P, 96-780 P, 96-881/5 P, 96-892 P.)

QUANTITY: 199 50-kilo bags at New York, N.Y., in possession of West Side Cold Storage Co., Inc.

SHIPPED: Between 10-25-58 and 7-31-59, from Spain and Italy.

LIBELED: 3-31-60, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5-20-60. Consent—claimed by T. M. Duche & Sons, Inc., New York, N.Y. Segregated; 160 lbs. destroyed.

26709. Unshelled almonds, unshelled walnuts, and unshelled mixed nuts (5 seizure actions). (F.D.C. Nos. 43858, 43962, 44016, 44038, 44180. S. Nos. 35-010 P, 45-598 P, 45-651 P, 50-069 P, 68-089 P, 70-434/9 P, 76-820 P, 92-492 P.)

QUANTITY: 51 cases, 24 1-lb. pkgs. each, of unshelled almonds, at Tacoma, Wash., 134 cases, 24 1-lb. boxes each, of unshelled walnuts, at Beaumont, Tex., and 633 cases, 24 1-lb. pkgs. each, of unshelled mixed nuts, at Denver, Colo., Louisville, Ky., and Reading, Pa.

SHIPPED: Between 9-24-59 and 12-1-59, from Chico, Calif.

LIBELED: Between 12-4-59 and 1-26-60, Dist. Colo., W. Dist. Wash., E. Dist. Tex., W. Dist. Ky., and E. Dist. Pa.

CHARGE: 402(a)(3)—contained insects, gummy, moldy, shriveled, decomposed, and rancid nuts, and empty shells while held for sale.

DISPOSITION: Between 12-14-59 and 3-29-60. Consent—claimed by Continental Nut Co., Chico, Calif. Segregated; 58 lbs. of filberts, 44 lbs. of brazil nuts, 3,382 lbs. of walnuts, and 4,795 lbs. of almonds destroyed.

26710. Shelled cashew nuts. (F.D.C. No. 44076. S. No. 53-678 P.)

QUANTITY: 118 50-lb. cases at Los Angeles, Calif.

SHIPPED: On an unknown date, from India.

LABEL IN PART: (Case) "Shelled Cashews Mijaya Bharath Cashew Co. Quilon, India * * * 320 Count Wholes * * * Whse Lot No. C-310."

LIBELED: 3-7-60, S. Dist. Calif.

CHARGE: 402(a)(2)—the article was a raw agricultural commodity and, when shipped, contained a pesticide chemical, namely, inorganic bromide, which is unsafe within the meaning of 408 since the quantity of such pesticide chemical on the article was not within the limits of the tolerance prescribed by regulations.

DISPOSITION: 3-30-60. Default—destruction.

26711. Dried shelled chestnuts. (F.D.C. No. 44401. S. No. 96-764 P.)

QUANTITY: 6 55-lb. bags at New York, N.Y., in possession of West Side Cold Storage Co., Inc.

SHIPPED: On an unknown date, from Italy.

LIBELED: 3-31-60, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5-4-60. Default—destruction.

26712. Dried shelled chestnuts. (F.D.C. No. 44396. S. Nos. 96-772 P, 96-775 P.)

QUANTITY: 499 55-lb. bags at New York, N.Y., in possession of West Side Cold Storage Co., Inc.

SHIPPED: 4-27-59 and 5-15-59, from Italy.

LIBELED: 3-31-60, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 5-4-60. Default—destruction.

26713. Shelled filberts. (F.D.C. No. 44511. S. No. 29-430 R.)

QUANTITY: 6 100-lb. bags at Minneapolis, Minn.

SHIPPED: Prior to 5-13-60, from New York, N.Y.

LIBELED: 7-5-60, Dist. Minn.

CHARGE: 402(a)(3)—contained insects and moldy, decomposed nuts while held for sale.

DISPOSITION: 8-17-60. Default—denatured for use as animal feed.

26714. Shelled filberts. (F.D.C. No. 44394. S. No. 96-769 P.)

QUANTITY: 9 176-lb. bags at New York, N.Y., in possession of West Side Cold Storage Co., Inc.

SHIPPED: On an unknown date, from Turkey.

LIBELED: 3-31-60, S. Dist. N.Y.

CHARGE: 402(a)(3)—contained rodent urine; and 402(a)(4)—held under insanitary conditions.

DISPOSITION: 8-30-60. Consent—destruction.

26715. Mixed nuts. (F.D.C. No. 43983. S. Nos. 15-993 P, 71-247 P.)

QUANTITY: 33 cases, 24 1-lb. boxes each, at Knoxville, Tenn.

SHIPPED: 11-6-59, from Chicago, Ill.

LIBELED: 12-11-59, E. Dist. Tenn.

CHARGE: 402(a)(3)—contained insects, moldy, rancid, decomposed, shriveled nuts, and empty shells while held for sale.

DISPOSITION: 3-4-60. Consent—claimed by Robert L. Berner Co., Chicago, Ill. Segregated; 77.5 lbs. of pecans destroyed.

26716. Shelled peanuts. (F.D.C. No. 44440. S. No. 11-572 R.)

QUANTITY: 560 125-lb. bags at Chicago, Ill.

SHIPPED: 1-2-60, from Arlington, Ga., by Arlington Oil Mills, Inc.

RESULTS OF INVESTIGATION: Inspection of Arlington Oil Mills, Inc., showed insanitary conditions existed which would result in contamination of article prepared and packed.

LIBELED: 4-20-60, N. Dist. Ill.

CHARGE: 402(a)(3)—contained insects; and 402(a)(4)—held under insanitary conditions.